

**Appl. No:** 10/821,658  
**Amendment dated:** November 21, 2006  
**Office Action of:** November 14, 2006

## REMARKS

### Restriction Requirement

The Examiner has required restriction/election of the claims to:

allegedly patentably distinct species:

- A Wherein the portion of the energy range is between approximately 3 and 4 MeV (e.g., see claim 75);
- B Wherein the portion of the energy range is between approximately 4 and 6 MeV (e.g., see claim 76);

and within either A or B, to a single species within the container, for example Pu-239 or U-235.

The Examiner acknowledges that Claim 70 appears to be generic.

Applicant hereby elects, without traverse, to proceed with examination on the merits of Group A and for the species U-235. The claims have been amended accordingly. Applicant reserves the right to pursue examination of the withdrawn claims in a divisional application(s).

## CONCLUSIONS

In view of the foregoing amendments and remarks, Applicants submit that the application is in condition for examination on the merits.

Please charge the \$60 fee for a one month extension of time and any additional fees that may be due, or credit overpayment to Deposit Account No. 120690.

Respectfully submitted,  
Regents of the University of California  
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